

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

CAROL LEWIS,

Plaintiff,

v.

ALEX AZAR

Secretary, United States Department  
of Health and Human Services,

Defendant.

Civil Action No.:  
1:15-CV-13530-NMG

**DEFENDANT’S UNOPPOSED MOTION FOR EXTENSION OF TIME TO RESPOND**

Defendant, Secretary of the U.S. Department of Health and Human Services, requests that the Court grant an extension of one week to respond to Plaintiff’s Motion for Fees and Costs of \$190,749.60, under the Equal Access to Justice Act (“EAJA”). Despite effort, counsel for Defendant is unable to complete the response by May 18. The response will take the position that EAJA does not provide for award of fees and costs in this action.

Counsel for Plaintiff does not oppose this Motion.

Accordingly, Defendant requests that the Court grant an extension to respond up to and including May 25, 2018.

Respectfully submitted,

ANDREW E. LELLING  
United States Attorney

/s/ Anita Johnson

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Certificate of Service and Rule 7.1 Conference

I certify that the foregoing will be filed through the electronic filing system of the Court, which system will serve counsel for Plaintiff electronically, and that I conferred with counsel for Plaintiff regarding this Motion, both on this sixteenth day of May 2018.

/s/ Anita Johnson